

Sweet/T

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AARON HOWARD, individually and on behalf of all others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

ESTELLE WEBER, individually, on behalf of the Bear Stearns Companies Inc. Employee Stock Ownership Plan, and all others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

ANTHONY PISANO, individually and on behalf of all others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

HANS MENOS, individually and on behalf of all others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

IRA GEWIRTZ, individually and on behalf of all others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 2804 (RWS)

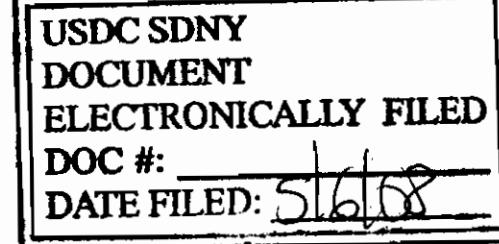
No. 08 Civ. 2870 (RWS)



No. 08 Civ. 3006 (UA)

No. 08 Civ. 3035 (RWS)

No. 08 Civ. 3089 (RWS)



DREW V. LOUNSBURY, individually and on behalf of all others similarly situated,	No. 08 Civ. 3326 (RWS)
Plaintiff, v. THE BEAR STEARNS COMPANIES INC., <i>et al.</i> , <u>Defendants.</u>	
SHELDEN GREENBERG, individually and on behalf of all others similarly situated,	No. 08 Civ. 3334 (RWS)
Plaintiff, v. THE BEAR STEARNS COMPANIES INC., <i>et al.</i> , <u>Defendants.</u>	
SCOTT WETTERSTEN, individually and on behalf of all others similarly situated,	No. 08 Civ. 3351 (RWS)
Plaintiff, v. THE BEAR STEARNS COMPANIES INC., <i>et al.</i> , <u>Defendants.</u>	
RITA RUSIN, individually and on behalf of all others similarly situated,	No. 08 Civ. 3441 (RWS)
Plaintiff, v. THE BEAR STEARNS COMPANIES INC., <i>et al.</i> , <u>Defendants.</u>	
LAWRENCE FINK, individually and on behalf of all others similarly situated,	No. 08 Civ. 3602 (UA)
Plaintiff, v. THE BEAR STEARNS COMPANIES INC., <i>et al.</i> , <u>Defendants.</u>	

STIPULATION AND [PROPOSED] ORDER

WHEREAS three motions are currently pending before Judge Sweet, and are scheduled to be heard on April 30, 2008, to consolidate the above-captioned actions (the "Actions") and appoint interim lead plaintiff and lead counsel;

WHEREAS there have been no previous requests for any extension of time to answer, move against, or otherwise respond to the complaints in the Actions;

IT IS HEREBY STIPULATED AND AGREED by and among the undersigned counsel for the parties to these Actions, as follows:

1. Defendants shall have no obligation to answer, move against, or otherwise respond to – and are hereby expressly relieved from answering, moving against, or otherwise responding to – the individual complaints in the Actions pending resolution of the motions to consolidate and appoint interim lead plaintiff and lead counsel.

2. If the Actions are consolidated, lead counsel for the plaintiffs and counsel for the defendants shall confer on a schedule for the filing of a consolidated amended complaint and for any response to that complaint.

3. Nothing herein shall be deemed to constitute a waiver of any defenses in this action. Defendants reserve all arguments and defenses in the Actions.

Dated: April 29, 2008
New York, New York

PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP

By:


Brad S. Karp (bkarp@paulweiss.com)
Lewis R. Clayton (lclayton@paulweiss.com)

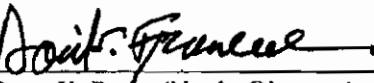
1285 Avenue of the Americas
New York, New York 10019-6064
Tel. (212) 373-3000
Fax (212) 757-3980

Paul J. Ondrasik, Jr.
STEPTOE & JOHNSON LLP
1330 Connecticut Avenue, NW
Washington, DC 20036
Tel. (202) 429-8088
Fax (202) 429-3902

Attorneys for Defendants The Bear Stearns Companies Inc., The Bear Stearns Companies Inc. Executive Committee, and Custodial Trust Company

KRAMER LEVIN NAFTALIS & FRANKEL LLP

By:


Barry H. Berke (bberke@kramerlevin.com)
David S. Frankel (dfrankel@kramerlevin.com)

1177 Avenue of the Americas
New York, New York 10036
Tel. (212) 715-9100
Fax (212) 715-8000

Attorneys for Defendant James E. Cayne

**SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP**

By:



Jay Kasner (jay.kasner@skadden.com)
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square
New York, New York 10036-6522
Tel. (212) 735-3000
Fax (212) 735-2000

Attorneys for Defendant Alan D. Schwartz

SIMPSON THACHER & BARTLETT LLP

By:

Michael Chepiga (mchepiga@stblaw.com)
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue
New York, New York 10017
Tel. (212) 455-2000
Fax (212) 455-2502

Attorneys for Defendant Samuel L. Molinaro, Jr.

SCHULTE ROTH & ZABEL LLP

By:

Ronald Richman (ronald.richman@srz.com)
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue
New York, New York 10022
Tel. (212) 756-2000
Fax (212) 593-5955

Attorneys for Defendant Alan C. Greenberg

**SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP**

By: _____
Jay Kasner (jay.kasner@skadden.com)
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square
New York, New York 10036-6522
Tel. (212) 735-3000
Fax (212) 735-2000

Attorneys for Defendant Alan D. Schwartz

SIMPSON THACHER & BARTLETT LLP

By: *Michael T. Russell*
Michael Chepiga (mchepisa@stblaw.com)
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue
New York, New York 10017
Tel. (212) 455-2000
Fax (212) 455-2502

Attorneys for Defendant Samuel L. Molinaro, Jr.

SCHULTE ROTH & ZABEL LLP

By: _____
Ronald Richman (ronald.richman@srz.com)
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue
New York, New York 10022
Tel. (212) 756-2000
Fax (212) 593-5955

Attorneys for Defendant Alan C. Greenberg

SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP

By:

Jay Kasner (jay.kasner@skadden.com)
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square
New York, New York 10036-6522
Tel. (212) 735-3000
Fax (212) 735-2000

Attorneys for Defendant Alan D. Schwartz

SIMPSON THACHER & BARTLETT LLP

By:

Michael Chepiga (mchepisa@stblaw.com)
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue
New York, New York 10017
Tel. (212) 455-2000
Fax (212) 455-2502

Attorneys for Defendant Samuel L. Molinaro, Jr.

SCHULTE ROTH & ZABEL LLP

By:

Ronald Richman (ronald.richman@srz.com)
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue
New York, New York 10022
Tel. (212) 756-2000
Fax (212) 593-5955

Attorneys for Defendant Alan C. Greenberg

WACHTELL, LIPTON, ROSEN & KATZ

By:


Lawrence B. Pedowitz (LBPedowitz@wlrk.com)
David B. Anders (DBAnders@wlrk.com)

51 West 52nd Street
New York, New York 10019
Tel. (212) 403-1000
Fax (212) 403-2000

Attorneys for Defendant Warren J. Spector

SHEARMAN & STERLING LLP

By:

Steven Molo (smolo@shearman.com)
599 Lexington Avenue
New York, New York 10022
Tel. (212) 848-4000
Fax (212) 848-7179

Attorneys for Defendant Jeffrey Mayer

WACHTELL, LIPTON, ROSEN & KATZ

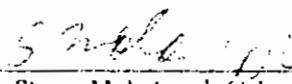
By:

Lawrence B. Pedowitz (LBPedowitz@wlrk.com)
David B. Anders (DBAnders@wlrk.com)

51 West 52nd Street
New York, New York 10019
Tel. (212) 403-1000
Fax (212) 403-2000

Attorneys for Defendant Warren J. Spector

SHEARMAN & STERLING LLP

By: 
Steven Molo (smolo@shearman.com)

599 Lexington Avenue
New York, New York 10022
Tel. (212) 848-4000
Fax (212) 848-7179

Attorneys for Defendant Jeffrey Mayer

DEALY & SILBERSTEIN, LLP

By: 

Milo Silberstein

(msilberstein@dealsilberstein.com)

225 Broadway, Suite 1405

New York, NY 10007

Tel. (212) 385-0066

Fax (212) 385-2117

Joseph H. Meltzer

Edward W. Ciolko

Mark K. Gyandoh

Joseph A. Weeden

SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP

280 King of Prussia Road

Radnor, PA 19087

Tel. (610) 667-7706

Fax (610) 667-7056

Attorneys for Plaintiff Aaron Howard

WOLF POPPER LLP

By: 

Lester L. Levy (llevy@wolffpopper.com)

Andrew Lencyk (alencyk@wolffpopper.com)

James Kelly-Kowlowitz (jkelly@wolffpopper.com)

845 Third Avenue

New York, New York 10022

Tel. (212) 759-4600

Fax (212) 486-2093

Attorneys for Plaintiff Estelle Weber

DEALY & SILBERSTEIN, LLP

By:

Milo Silberstein
(msilberstein@dealsilberstein.com)
225 Broadway, Suite 1405
New York, NY 10007
Tel. (212) 385-0066
Fax (212) 385-2117

Joseph H. Meltzer
Edward W. Ciolko
Mark K. Gyandoh
Joseph A. Weeden
SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP
280 King of Prussia Road
Radnor, PA 19087
Tel. (610) 667-7706
Fax (610) 667-7056

Attorneys for Plaintiff Aaron Howard

WOLF POPPER LLP

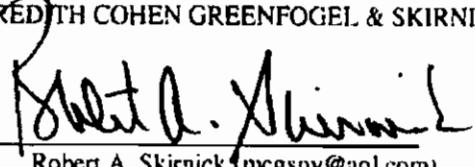
By:


Lester L. Levy (llevy@wolffpopper.com)
Andrew Lencyk (alencyk@wolffpopper.com)
James Kelly-Kowlowitz (jkelly@wolffpopper.com)

845 Third Avenue
New York, New York 10022
Tel. (212) 759-4600
Fax (212) 486-2093

Attorneys for Plaintiff Estelle Weber

MEREDITH COHEN GREENFOGEL & SKIRNICK,
P.C.

By: 
Robert A. Skirnick (mcgsny@aol.com)

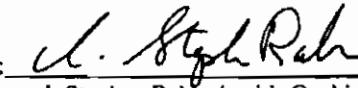
One Liberty Plaza, 35th Floor
New York, New York 10006
Tel. (212) 240-0020
Fax (212) 240-0021

Steve W. Berman
Andrew M. Volk
HAGENS BERMAN SOBOL SHAPIRO LLP
1301 Fifth Avenue, Suite 2900
Seattle, Washington 98101
Tel. (206) 623-7292
Fax (206) 623-0594

Steven J. Greenfogel
MEREDITH COHEN GREENFOGEL & SKIRNICK,
P.C.
1521 Locust Street, 8th Floor
Philadelphia, PA 19102
Tel. (215) 564-5182
Fax (215) 569-0958

*Attorneys for Plaintiffs Anthony Pisano, Ira Gewirtz,
Rita Rusin, and Lawrence Fink*

RABIN & PECKEL LLP

By: 
I. Stephen Rabin (srabin@rabinpeckel.com)
Joseph V. McBride

275 Madison Avenue
New York, NY 10016
Tel. (212) 880-3722
Fax (212) 880-3716

Jeffrey Squire
BRAGAR WEXLER & EAGEL, PC
885 Third Avenue, Suite 3040
New York, NY 10022
Tel. (212) 308-5858
Fax (212) 486-0462

Attorneys for Plaintiff Hans Menos

STULL, STULL & BRODY

By: _____
Jules Brody (ssbny@aol.com)
Edwin J. Mills (ssbny@aol.com)

6 East 45th Street
New York, NY 10017
Tel. (212) 687-7230
Fax (212) 490-2022

Gary S. Graifman
Michael L. Braunstein
Reginald H. Rutishauser
KANTROWITZ GOLDHAMMER & GRAIFMAN,
P.C.
747 Chestnut Ridge Road
Chestnut Ridge, NY 10977
Tel. (845) 356-2570
Fax (845) 356-2570

Attorneys for Plaintiff Drew V. Lounsbury

RABIN & PECKEL LLP

By:

I. Stephen Rabin (srabin@rabinpeckel.com)
Joseph V. McBride

275 Madison Avenue
New York, NY 10016
Tel. (212) 880-3722
Fax (212) 880-3716

Jeffrey Squire
BRAGAR WEXLER & EAGEL, PC
885 Third Avenue, Suite 3040
New York, NY 10022
Tel. (212) 308-5858
Fax (212) 486-0462

Attorneys for Plaintiff Hans Menos

STULL, STULL & BRODY

By:

Jules Brody (ssbny@aol.com)
Edwin J. Mills (ssbny@aol.com)

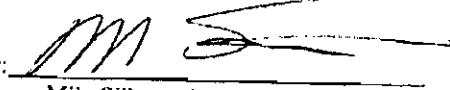
6 East 45th Street
New York, NY 10017
Tel. (212) 687-7230
Fax (212) 490-2022

Gary S. Graifman
Michael L. Braunstein
Reginald H. Rutishauser
KANTROWITZ GOLDHAMMER & GRAIFMAN,
P.C.
747 Chestnut Ridge Road
Chestnut Ridge, NY 10977
Tel. (845) 356-2570
Fax (845) 356-2570

Attorneys for Plaintiff Drew V. Lounsbury

DEALY & SILBERSTEIN, LLP

By:



Milo Silberstein

(msilberstein@dealy-silberstein.com)

225 Broadway, Suite 1405

New York, NY 10007

Tel. (212) 385-0066

Fax (212) 385-2117

Lynn L. Sarko

Derek W. Loeser

Erin M. Riley

KELLER ROHRBACK L.L.P.

1201 Third Avenue, Suite 3200

Seattle, WA 98101-3052

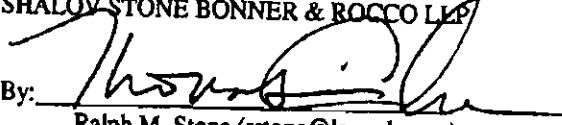
Tel. (206) 623-1900

Fax (206) 623-3384

Attorneys for Plaintiff Sheldon Greenberg

SHALOV STONE BONNER & ROCCO LLP

By:



Ralph M. Stone (rstone@lawssb.com)

James P. Bonner (jbonner@lawssb.com)

Thomas G. Ciarlone, Jr. (tciarlone@lawssb.com)

485 Seventh Avenue, Suite 1000

New York, NY 10018

Tel. (212) 239-4340

Fax (212) 239-4310

Dennis J. Johnson

Jacob B. Perkinson

James F. Conway, III

Eben F. Duval

JOHNSON & PERKINSON

1690 Williston Road

P.O. Box 2305

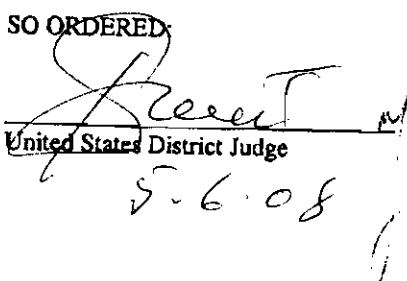
South Burlington, VT 05043

Tel. (802) 862-0030

Fax (802) 862-0060

Attorneys for Plaintiff Scott Wettersten

SO ORDERED



United States District Judge

5-6-08